P. 71. 57-98

G. R. S. IX-5]

Previous references.

(1890-91)
191 .
(L. R.)

File No. 72-90

Serial Nos. 1-5

Later references.

LR 88-97

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-5

In ~~Part~~ B for June 1891

SUBJECT.

Appeal of Timmegowda regarding the Patelship of Pallahalli Village —

W D 1250—GPB—30,000—28-1-19

Countersigned
PM
Indexed
W.

(4)

Appeal No 1291 of 20 of 1890

appt
Timma Gowda of
Palahalli
Revenue Patell
Respt

Respt
Maya Gowda
represented by
his Advocate
Venkataramaiah

Appellant is the Patail of the Village. In 1875, Respt petitioned claimed the office & was appointed as Joint Patail, but the Chief Comr on an appeal by the appellant, cancelled the order of the Dy Comr & directed the existing arrangement to continue till Survey & settlement. On the introduction of Survey settlement in 1890, Respt renewed his petition for the claim & the Dy Comr appointed them as Joint Patail on the ground that the Revenue of the Village has increased from Rs 3600 to Rs 5390 & that two Patails were required. Appellant appeals against that order.-

The Govt considers that the appointment of two Patails for a single village is against the

The policy of Govt. the order ~~issued~~ issued by Mr. Dy Comr was therefore to be cancelled. The appointment continues to be the sole Patail of the village. If the people have any doubt, he may assert it when a vacancy occurs.

LL
12/6/91

12/6

Encl.

The order ~~issued~~ of Mr Dy Comr appointing people as Zamindar has been cancelled

LL

LR 72-90

(General Serial No. 32.)

1890

(1)

No. 1291

Name of Petitioner. Thimmagowda Patel of

Village. Palhalli

Taluk. Srirangapatam

District. Mysore

Date of Arri. 29-8-90

Date of Receipt. 1-9-90.

Date of Disposal.

No. of Enclosures. one.

Petition properly stamped.
Appeal is within time.
Copy of order appealed against is produced
Case comes under para 1 Rule 1 of Add. rules.
Submitted to the Council.

2d September 90.

AS

ABSTRACT.

Appeals against Deputy Commissioner's order in Case No 12 of 1890 regarding the patelship of palhalli

The Deputy Commissioner's order is in English.

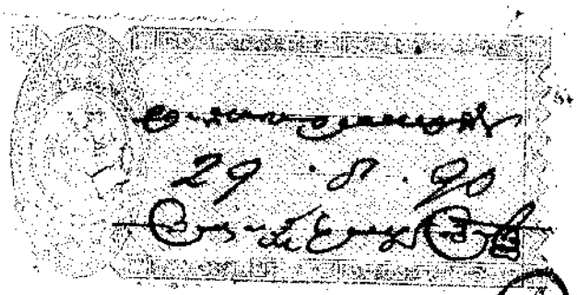
29.8.90

29.8.90

Ex 1

Ins. 1/9/90

Petn filed 1/9/90



No. 1291

Prod 7/9/90.

To

The Dewan Bahadur of Mysore

His Rev: Petition No of 1890

Petitioner & appellant Thimmegowda
Patel Pelhally
Seringapatam
Taluq

Counter Pet'r & Respondt Mayagowda
Son of Marigowda
Pathally Seringapatam
Taluq

The appellant above named begs to prefer the appeal against the order of the Dy Commissioner in His Rs 12 of 1890 for the following grounds.

1. The Respondent cannot succeed on a mere petition in the face of the final order of the Lake Chief Commissioner

2. The appellant has been deprived of several of his grounds of defence by the Lower Courts allowing the respondent to open the question

Case for hearing
11/2/92

On a mere petition in the mis-
-cellaneous side

3. The Lower Courts should have re-
-jected the petition and reposed
the petitioner-respondent to a regular
suit.

4. The order of the Chief Commr.
having declared the respondent
to have no rights or to have lost
his rights if any to the office of
Patil, the Lower Courts had no
jurisdiction to open the question

5. The claim of the petitioner
if any is barred by limitation.

6. The grounds on which the Lower
Appellate Court decides or nominates
two Patils to Patkhedy is untenable
as instances of still larger villages
with more extensive revenues
and more single Patils are not
wanting.

7. If it should be held that a joint
Patil should be appointed the son
of the appellant may be appointed
in preference to the respondent who
has no right to the office

8. The re-opening of the question
the entrance of petition in the village

29.8.90

LR 72-90-2

No. 774

Bangalore 15/12

(2)

MYSORE DEWAN'S OFFICE,

PETITION DEPARTMENT.

OFFICIAL MEMORANDUM.

The accompanying Petition No. 1291
dated 29th August/90 received at this
Dewan's Office from Thimmagowda
Patel of Palahalli village
Seringapatam Taluk, Mysore
District.

is forwarded, together with its one
enclosures, to the Deputy Commr
Mysore District, for submission
of Proceedings with a precis
thereof.

Drafted on
Councillor's
order

By Order,

Chief Secretary.

BANGALORE,
Dec 1890/55

OFFICE OF THE DEWAN OF MYSORE
11372
10 MAR. 91
453
(3)

LR 72-90-3

(General Serial No. 31). 189

From

The Asst Commissioner
Mysore District

To

The Chief Secretary to the Dewan
of Mysore.

Dated 7
Despatched 7 March
Received

Enclosures No. 1 file

General No. 1448
No.

To the same No. 3628 dt 24-6-91 P. 71

Returned 17/3/91

With reference his official Memo no 774 dated 7th December last, I have the honor to submit herewith the proceedings, with an English [redacted], relating to the complaint of Timme Gowda Patel of Ballalli village, Seringapatam Taluk, together with the petition received with the above.

Krishnayya
for Asst Commissioner
Mysore District

Submitted to the Council.
17/3/91

A3
13-3-91

16/3/91

G R.S. III—3].

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

× ×

The 1st portion of the
Copy of the Dr Court's order
produced by Shriname Sonda
is not found in the file.
The only thing found
there is herewith.
19/7/98.

Note a full copy of the above
was obtained from
the Court and is now in
the file.
19/7/98.

N.B Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

for the two claims there and consequently, that there were no sufficient grounds to disturb the arrangement till the Survey Settlement.

The Survey Settlement has now been held with the result that the revenue has been raised from Rs 3600 to Rs 5390 and it is evident that the Sub Division officer considers that two patels are required and agreeing with Colonel Hill and Hayo decisions, he has appointed Mayegowda son of Marigowda to be joint patel. As this seems the fairest arrangement, to come to, I decline to reverse the order.

/Signed/ G. F. Meiklejohn
16-8-90 Deputy Commissioner
Ingoor District

"True copy"
T. Kaccaffe Reddi
Revenue Sheristadar

Compared
H.H.

Date of application 18-8-90
Copy ready 20-8-90
Copy delivered 20-8-90

Copyists fee	0—10—6
Comparing fee	0—1—4
Total	0—11—10

(General Serial No. 30).

1891/92

LR 92-904

From The Chief Secretary to the Dewan of Mysore

To The Deputy Commissioner Mysore Distt

Dated 24th June
Despatched 1st July } 1891
Received

Enclosures No. V. Papers

General No. 3628 R
P No. 71

Cancelling the order of the Deputy Commissioner appoint-ing the Respondent Maya Gowda as joint Patail of Pala-halli, Seringapatam Taluk, and appointing the Appellant Timme Gowda as the sole Patail of the village

Before the Government of *His Highness* the Maharaja of Mysore. (9)

Appeal No. 1241 of 20th August 1890.

Appellant. Vs. Respondent.

Timme Gowda of Palahalli, Seringapatam Taluk, Mysore District. — Maya Gowda represented by Mr. Advocate Venkatarmanayya.

Decision. 12. 6. 91.

Appellant is the Patel of the village. In 1875 Respdt's father claimed the office and was appointed as Joint Patel, but the Chief Commr. on an appeal by the appellant, cancelled the order of the Deputy Commr. and directed the existing arrangement to continue till Survey and Settlement. On the introduction of Survey Settlement in 1890, Respdt renewed his late father's claim and the Dy. Commr. appointed him as Joint Patel on the ground that the revenue of the village has increased from Rs 3600 to Rs 5390 and that two Patels were required. Appellant appeals against this order.

The Govt consider that the appointment

of two Patels for a single village is against the policy of Govt. The order issued by the Deputy Commr will therefore be cancelled. The appellant will continue to be the sole Patel of the village. If the Respt has any claim, he may assert it when a vacancy occurs.

24/6/91

By order

25/6/91

Under Secy:

Rs. 3628. 1/7/91
P. 71

Copy forwarded to the Dy: Commr, Ujjain with the Ver: papers received with his No. 1448 dy. 3.91.

By order.

Under Secy:

LR 72-90-5

(5)

No. 1291

Appellant.

Timmi Gowda of Halakalli
Seringapatam Taluk,
Mysore Dt.

vs

Respt.

Maya Gowda
represented by Mr
Advocate Venkataramayya.

Endorsement.

In reply to his Petition dated 20th August/90 Petitioner is informed that the order of the Dy. Commr appointing Respt as joint Patel has been cancelled.

~~is informed that~~

2. The enclosure is herewith retd.

By Order,

Secretary.

Mysore Dewan's Office,
Petition Department,
12th June 1891.